S/N 09/034,372



Date of Notice of Allowance: MARCH 9, 2000

Batch No.: J33

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

SAY ET AL.

Examiner:

N. NATNITHITHADHA

Serial No.:

09/034,372

Group Art Unit:

3736

Filed:

MARCH 4, 1998

Docket No.:

12008.20US01

Title:

ELECTROCHEMICAL ANALYTE SENSOR

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described herein, are being deposited in the United States Postal Service, as first class mail, with sufficient postage, in an envelope addressed to: BOX ISSUE FEE, Assistant Commissioner for Patents, Washington, D.C. 20231, on April 10

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT (37 C.F.R. §1.97(d))

BOX ISSUE FEE

Assistant Commissioner for Patents

Washington, D.C. 20231

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted after the mailing date of a final action under 37 C.F.R. § 1.113 or after the mailing date of the Notice of Allowance under 37 C.F.R. § 1.311, but before the payment of the issue fee.

Petition

Accordingly, this is a petition under 37 C.F.R. § 1.97(d)(ii) for consideration of the items listed on the enclosed Form 1449. Enclosed is a check in the amount of \$130.00 under \$37 C.F.R § 1.17(i)(1) for the petition fee as required under 37 C.F.R. § 1.97(d)(iii).

This statement is submitted as certified below under 37 C.F.R. §1.97(e)(1) or (2) by the undersigned.

Certification Under 37 C.F.R. §1.97(e)

In accordance with 37 C.F.R. §1.97(c) or §1.97(d), the undersigned hereby certifies that this statement is submitted wherein <u>each item</u> of information listed on the enclosed Form 1449 <u>was cited</u> in a communication from a foreign patent office in a counterpart foreign application <u>within three months</u> of filing this statement (certification under 37 C.F.R. § 1.97(e)(1)).

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each document or other information listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account

No. 13-2725.

Respectfully submitted,

MERCHANT & GOULD P.C. P.O. Box 2903 Minneapolis, Minnesota 55402-0903

612/332-5300

Dated: April 10, 2000

Reg. No. 41,376 JSW:PSTmar